

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

JOHN CONSENTINO,

Plaintiff,

v.

R. CANDELARIA,

Defendant.

CASE NO. CV-F-02-6375 OWW DLB P

ORDER REQUIRING PLAINTIFF TO FILE
OPPOSITION OR STATEMENT OF NON-
OPPOSITION TO DEFENDANTS' MOTION
FOR SUMMARY JUDGMENT WITHIN
THIRTY DAYS

Plaintiff is represented by counsel and is a state prisoner proceeding in this civil rights action pursuant to 42 U.S.C. § 1983. On April 18, 2006, defendants filed a motion for summary judgment. To date, plaintiff has not filed an opposition or a statement of non-opposition. Local Rule 78-230(m).

Accordingly, within **thirty (30) days** from the date of service of this order, plaintiff shall file an opposition or a statement of non-opposition to defendants' motion for summary judgment. The failure to file an opposition or a statement of non-opposition in compliance with this order will result in a recommendation that this action be dismissed, without prejudice, for failure to obey a court order and failure to prosecute.

IT IS SO ORDERED.

Dated: October 11, 2006
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/s/ Dennis L. Beck
UNITED STATES MAGISTRATE JUDGE